



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Hoogland. Examiner: Nguyen, Thukhanh T.  
Serial No.: 10/533,939 Group Art Unit: 1791  
Filed: July 1, 2005 Docket: 294-217 PCT/US  
Confirmation No: 8051 Dated: February 20, 2009  
For: MOLD AND METHOD FOR  
THE MANUFACTURE OF  
HOLDERS SUCH AS TUB-  
SHAPED CONTAINERS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board from the decision of the Primary Examiner,  
mailed August 21, 2008, finally rejecting Claims 1-13 and 17.

The item(s) checked below are appropriate:

**1. STATUS OF APPLICANT**

This application is on behalf of

☒ other than a small entity.  
☐ small entity.

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)**

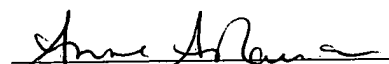
I hereby certify that this correspondence is, on the date shown below, being:

**MAILING**

☒ Deposited with the United States Postal Service with sufficient  
postage as first class mail in an envelope addressed to the  
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**FACSIMILE**

☐ Transmitted by facsimile to the  
Patent and Trademark Office

  
Signature

Date: February 20, 2009

Anne Arlauskas

02/23/2009 MBELETE1 00000017 002461 10533939  
01 FC:1401 540.00 DA

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 CFR 41.20(b)(1), the fee for filing the Notice of Appeal is:

<input type="checkbox"/>	small entity	\$270.00
<input checked="" type="checkbox"/>	other than small entity	\$540.00

Notice of Appeal fee due **\$540.00**

**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(complete (A) or (B), as applicable)

- (A) ☒ Applicants petition for an extension of time under 37 CFR 1.136 for the total number of months checked below (fees: 37 CFR 1.17(a)-(d)):

	Extension (months)	Fee for Other than Small Entity	Fee for Small Entity
<input type="checkbox"/>	one month	\$ 130.00	\$ 65.00
<input type="checkbox"/>	two months	\$ 490.00	\$ 245.00
<input checked="" type="checkbox"/>	three months	\$ 1,110.00	\$ 555.00
<input type="checkbox"/>	four months	\$1,730.00	\$ 865.00

Fee due for indicated extension **\$1,110.00**

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- ☐ An extension for \_\_\_ months has already been secured. The fee paid therefor of \$\_\_\_ is deducted from the total fee due for the total months of extension now requested.

- (B) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee	\$ <b><u>540.00</u></b>
Extension fee (if any)	\$ <b><u>1,110.00</u></b>

TOTAL FEE DUE **\$ 1,650.00**

**5. FEE PAYMENT**

☐ Attached is a check in the sum of \$ \_\_\_\_\_.

☒ Charge Account No. 08-2461 the sum of \$ **1,650.00**

A duplicate of this transmittal is attached.

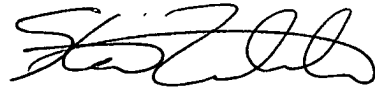
**6. FEE DEFICIENCY**

☒ If any additional extension and/or fee is required or any overpayment has been made, please charge our Deposit Account No. **08-2461** or credit our Deposit Account for such sum.

AND/OR

☒ If any additional fee for claims is required or any overpayment has been made, please charge our Deposit Account No. **08-2461** or credit our Deposit Account for such sum.

Respectfully submitted,



Steven T. Zuschlag  
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Attorney for Applicant

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